

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

BERKS COUNTY EMPLOYEES'
RETIREMENT FUND,

Plaintiff,

-against-

FIRST AMERICAN CORPORATION,
et al.,

Defendants.

Case No. 08 CIV 5654 (LAK)
AFFIDAVIT OF SERVICE

STATE OF CALIFORNIA)
S.S.:
COUNTY OF LOS ANGELES)

Richard Meyer, being duly sworn deposes and says that he/she is over the age of eighteen, is an agent of KEATING & WALKER ATTORNEY SERVICE, and is not a party to this action.

That on the 2 day of July, 2008, at approximately 1:30 a.m./p.m., deponent served a Summons in a Civil Action, Class Action Complaint with Exhibits, Individual Practice Rules of Judge Kaplan, Procedures for Electronic Case Filing dated March 6, 2003, Guidelines for Electronic Case Filing dated December 1, 2003 and 3rd Amended Instructions for Filing an Electronic Case or Appeal dated June 7, 2004 ~~which are to be served~~ upon Parker S. Kennedy at First American Corporation, One First American Way, Santa Ana, California by personally delivering and leaving the same with Laurie Grushen, at that address, the Defendant's actual place of Business. At the time of service deponent asked if Parker S. Kennedy is in active military service for the United States or for the State in any capacity whatsoever and received a negative/~~positive~~ reply.

Laurie Grushen is a Caucasian female approximately 40 years of age, stands approximately 5 feet, 9 inches tall, weighs approximately 160 pounds with brown hair and _____ eyes.

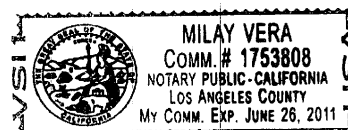
State of California, County of Los Angeles
Subscribed & sworn to (or affirmed) Before me
this _____ day of July, 2008, by
_____, personally known to
me to be the person who appeared before me.

Richard Meyer
PROCESS SERVER

State of California, County of Los Angeles
Subscribed and sworn to (or affirmed) before me on this
15 day of July, 2008, by Richard Meyer
proved to me on the basis of satisfactory evidence
to be the person(s) who appeared before me.

Milay Vera

NOTARY PUBLIC



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
BERKS COUNTY EMPLOYEES'
RETIREMENT FUND,

Plaintiff,

-against-

FIRST AMERICAN CORPORATION,
et al.,

Defendants.

-----X
STATE OF NEW YORK)

S.S.:

COUNTY OF NEW YORK)

Case No. 08 CIV 5654 (LAK)

AFFIDAVIT OF SERVICE

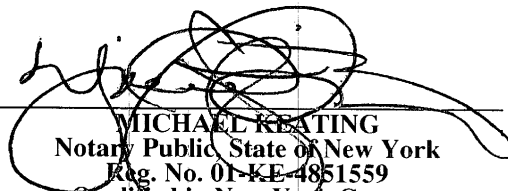
JOHN J. WALKER, being duly sworn deposes and says that he is over the age of eighteen, is an employee of KEATING & WALKER ATTORNEY SERVICE, and is not a party to this action.

That on the 21st day of July, 2008, in order to complete the service initiated on 2nd day of July, 2008 by Richard Meyer upon the Defendant, Parker S. Kennedy, deponent served a true copy of the Summons in a Civil Action, Class Action Complaint with Exhibits, Individual Practice Rules of Judge Kaplan, Procedures for Electronic Case Filing dated March 6, 2003, Guidelines for Electronic Case Filing dated December 1, 2003 and 3rd Amended Instructions for Filing an Electronic Case or Appeal dated June 7, 2004 which are to be served upon Parker S. Kennedy pursuant to §308 of the CPLR by enclosing a true copy thereof in a securely sealed and postpaid wrapper with the words "PERSONAL and CONFIDENTIAL" written on the same, and not indicating on the outside that it is from an attorney, and depositing the same into an official depository maintained by the Government of the United States, County of New York and State of New York, addressed as follows:

Parker S. Kennedy
c/o First American Corporation
One First American Way
Santa Ana, California 92707

Sworn to before me this
25th day of July, 2008.


JOHN J. WALKER #847386


MICHAEL KEATING
Notary Public, State of New York
Reg. No. 01-KE-4851559
Qualified in New York County
Commission expires February 3, 2010

AO 440 (Rev. 8/01) Summons in a Civil Action

JUDGE KAPLAN
UNITED STATES DISTRICT COURT

Southern

District of

New York

BERKS COUNTY EMPLOYEES' RETIREMENT
FUND

SUMMONS IN A CIVIL ACTION

V.

FIRST AMERICAN CORPORATION, PARKER
S. KENNEDY, FRANK V. MCMAHON

CASE NUMBER:

08 CIV 5654

TO: (Name and address of Defendant)

Parker S. Kennedy
655 N. Ranch Wood Trail
Orange, CA 92869-2302

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Jay W. Eisenhofer
Geoffrey C. Jarvis
GRANT & EISENHOFER P.A.
485 Lexington Avenue, 29th Floor
New York, NY 10017
Tel: (646) 722-8500

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

J. MICHAEL MCMAHON

JUN 23 2008

CLERK

DATE

(By) DEPUTY CLERK

[Signature]